

Amendment 57 Contract 229944

To the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System

This Amendment 57 to the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System is entered into this 12th day of November 2009, by and between ERG Transit Systems (USA) Inc, a California corporation and wholly owned subsidiary of Vix ERG Limited, an Australian corporation, (hereinafter referred to as the "Contractor") and each of the following seven public transportation agencies (hereinafter referred to individually as an "Agency" or collectively as the "Agencies"):

1. Central Puget Sound Regional Transit Authority ("Sound Transit")
2. King County ("King County")
3. Kitsap County Public Transportation Benefit Area ("Kitsap Transit")
4. Pierce County Public Transportation Benefit Area ("Pierce Transit")
5. Snohomish County Public Transportation Benefit Area ("Community Transit")
6. City of Everett ("Everett")
7. State of Washington, acting through the Washington State Department of Transportation, Washington State Ferries Division ("WSF")

Recitals

- A. Effective April 29, 2003, each of the Agencies and the Contractor entered into Contract #229944 ("Contract") to implement a Regional Fare Coordination System ("RFC System") to establish a common fare system utilizing smart card technology. The Contractor is responsible for the development, implementation, operation and maintenance of the RFC System as specified in the Contract.
- B. The Agencies and the Contractor desire to execute this Amendment No.57. The purpose of this amendment is to perform the necessary work to implement a specific strategy, as described in Change Request 002293, to modify the system action list expiration period from the current 30 days to 60 days. This work is to provide enhanced service for those customers who utilize the remote revalue option and do not have the opportunity to tap their card to complete the transaction within the current 30-day limit. The Agencies acknowledge the Contractor's provision that, upon completion of impact analysis and testing, this strategy may need revision and additional new work to achieve the desired system modification.

- C. The Parties agree that the Work necessary to provide for these changes shall be performed and compensated as described below.

Agreement

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the sufficiency of which is hereby acknowledged, the Parties agree to the above Recitals and the following:

Section 1.0 Description of Work

The Contractor shall perform the work as described in Change Request 002293 to test the Configuration Data (CD) change, a system impact analysis and testing of the described strategy to modify the actionlist expiration date from 30 to 60 days.

Section 2.0 Compensation Changes

Exhibit 9, Price Schedule, is hereby amended without further execution as provided in Amendment 57, to add a new Special Program to provide the fixed compensation due for all the Work of this Amendment.

Exhibit 9 Price Schedule

The Special Programs Section of Exhibit 9, Price Schedule, is hereby amended to read as follows:

SPECIAL PROGRAMS

LUMP SUM COST

Amendment No. 57

Perform CD change, impact analysis and testing as a strategy to modify the system actionlist expiration period by increasing it from 30 to 60 days.	\$2948
--	---------------

Section 3.0 Other Terms and Conditions

Except as expressly amended by this Amendment, the Contract remains in full force and effect. All other provisions of the Contract not referenced in this Amendment 57 shall remain in effect unless modified in other executed Amendments and Change Orders.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 57 to Contract #229944 as of the date set forth below its signature.

ERG Transit Systems (USA) Inc.

By: [Signature]
Its: VICE PRESIDENT
Date: 7th October, 2009.

UNDER PROTEST.

The Agencies

By: [Signature]
Their: Contract Administrator
On behalf of the Agencies
Date: November 12, 2009